



Rep. JoAnn D. Osmond

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09800HB0161ham001

LRB098 03817 NHT 43953 a

1 AMENDMENT TO HOUSE BILL 161

2 AMENDMENT NO. _____. Amend House Bill 161 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The School Code is amended by changing Sections
5 27-6 and 27-7 as follows:

6 (105 ILCS 5/27-6) (from Ch. 122, par. 27-6)

7 Sec. 27-6. Courses in physical education required; special
8 activities.

9 (a) Pupils enrolled in the public schools and State
10 universities engaged in preparing teachers shall be required to
11 engage daily during the school day, except on block scheduled
12 days for those public schools engaged in block scheduling, in
13 courses of physical education for such periods as are
14 compatible with the optimum growth and developmental needs of
15 individuals at the various age levels except when appropriate
16 excuses are submitted to the school by a pupil's parent or

1 guardian or by a person licensed under the Medical Practice Act
2 of 1987 and except as provided in subsection (b) of this
3 Section.

4 (a-5) Notwithstanding subsection (a) of this Section,
5 pupils enrolled in New Tech High at Zion-Benton East in
6 Zion-Benton Township High School District 126 shall be required
7 to engage in courses of physical education 3 days a week during
8 the school day, within the school's modified block schedule,
9 for such periods as are compatible with the optimum growth and
10 developmental needs of individuals at the various age levels,
11 except when appropriate excuses are submitted to the school by
12 a pupil's parent or guardian or by a person licensed under the
13 Medical Practice Act of 1987 and except as provided in
14 subsection (b) of this Section. The school's pupils shall be
15 required to document with their physical education course
16 instructor 120 minutes of additional physical activity per week
17 outside of the classroom, with the types of physical activity
18 that qualify being determined by the school, except when
19 appropriate excuses are submitted to the school by a pupil's
20 parent or guardian or by a person licensed under the Medical
21 Practice Act of 1987. The provisions of this subsection (a-5),
22 other than this sentence, are inoperative after June 30, 2017.

23 (a-10) Special activities in physical education shall be
24 provided for pupils whose physical or emotional condition, as
25 determined by a person licensed under the Medical Practice Act
26 of 1987, prevents their participation in the courses provided

1 for normal children.

2 (b) A school board is authorized to excuse pupils enrolled
3 in grades 11 and 12 from engaging in physical education courses
4 if those pupils request to be excused for any of the following
5 reasons: (1) for ongoing participation in an interscholastic
6 athletic program; (2) to enroll in academic classes which are
7 required for admission to an institution of higher learning,
8 provided that failure to take such classes will result in the
9 pupil being denied admission to the institution of his or her
10 choice; or (3) to enroll in academic classes which are required
11 for graduation from high school, provided that failure to take
12 such classes will result in the pupil being unable to graduate.
13 A school board may also excuse pupils in grades 9 through 12
14 enrolled in a marching band program for credit from engaging in
15 physical education courses if those pupils request to be
16 excused for ongoing participation in such marching band
17 program. In addition, a pupil in any of grades 3 through 12 who
18 is eligible for special education may be excused if the pupil's
19 parent or guardian agrees that the pupil must utilize the time
20 set aside for physical education to receive special education
21 support and services or, if there is no agreement, the
22 individualized education program team for the pupil determines
23 that the pupil must utilize the time set aside for physical
24 education to receive special education support and services,
25 which agreement or determination must be made a part of the
26 individualized education program. However, a pupil requiring

1 adapted physical education must receive that service in
2 accordance with the individualized education program developed
3 for the pupil. A school board may also excuse pupils in grades
4 9 through 12 enrolled in a Reserve Officer's Training Corps
5 (ROTC) program sponsored by the school district from engaging
6 in physical education courses. School boards which choose to
7 exercise this authority shall establish a policy to excuse
8 pupils on an individual basis.

9 (c) The provisions of this Section are subject to the
10 provisions of Section 27-22.05.

11 (Source: P.A. 94-189, eff. 7-12-05; 94-198, eff. 1-1-06;
12 94-200, eff. 7-12-05; 94-1098, eff. 2-2-07; 95-331, eff.
13 8-21-07.)

14 (105 ILCS 5/27-7) (from Ch. 122, par. 27-7)

15 Sec. 27-7. Physical education course of study. A physical
16 education course of study shall include a developmentally
17 planned and sequential curriculum that fosters the development
18 of movement skills, enhances health-related fitness, increases
19 students' knowledge, offers direct opportunities to learn how
20 to work cooperatively in a group setting, and encourages
21 healthy habits and attitudes for a healthy lifestyle. A
22 physical education course of study shall provide students with
23 an opportunity for an appropriate amount of daily physical
24 activity. A physical education course of study must be part of
25 the regular school curriculum and not extra-curricular in

1 nature or organization.

2 The State Board of Education shall prepare and make
3 available guidelines for the various grades and types of
4 schools in order to make effective the purposes set forth in
5 this section and the requirements provided in Section 27-6, and
6 shall see that the general provisions and intent of Sections
7 27-5 to 27-9, inclusive, are enforced.

8 With respect to New Tech High at Zion-Benton East in
9 Zion-Benton Township High School District 126, this Section is
10 subject to subsection (a-5) of Section 27-6 of this Code.

11 (Source: P.A. 94-189, eff. 7-12-05; 94-200, eff. 7-12-05.)

12 Section 99. Effective date. This Act takes effect July 1,
13 2013.".